

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

CARMEN'S CORNER STORE, *et al.*,

Plaintiffs,

V.

U.S. DEPARTMENT OF
AGRICULTURE, *et al.*,

Defendants.

Civil Action No. 1:23-cv-2059-LKG

STIPULATION OF DISMISSAL

Plaintiffs, Carmen’s Corner Store and Altimont Mark Wilks (the “Plaintiffs”), and Defendants, the U.S. Department of Agriculture (“USDA”), the USDA’s Food and Nutrition Service (“FNS”), Thomas J. Vilsack, in his official capacity as the Secretary of the USDA, Stacey Dean, in her official capacity as Deputy Under Secretary of FNS, and the United State of America (the “Defendants”), stipulate and notify the Court that this action is hereby dismissed pursuant to the terms of the attached settlement agreement.

The parties executed the settlement agreement on December 12, 2023. The full terms are set out in the agreement; in brief, Defendants agreed to rescind their permanent denials of Plaintiffs' applications to participate as a SNAP retailer. In addition, the Defendants have adopted new internal guidance that instructs agency officials to no longer apply the Business Integrity Rule as the Defendants did in this case. The Plaintiffs have agreed to voluntarily dismiss their lawsuit. The parties will bear their own costs.

Respectfully submitted December 15, 2023.

/s/ Jared McClain

Jared McClain (Bar No. 21322)

Andrew Ward*

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INSTITUTE FOR JUSTICE

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CERTIFICATE OF SERVICE

I certify that on this 15th day of December, 2023, I electronically served a copy of the foregoing Stipulation of Dismissal on all parties receiving CM/ECF notices in this case.

/s/ Jared McClain
Jared McClain